

REMARKS

In the November 30, 2004 Office Action, the Examiner objected to Claim 8 as being in improper form because a multiple dependent claim must refer to other claims in an alternative only. Claim 8 has been amended herein to overcome this objection.

In the Office Action, the Examiner provisionally rejected claims of the instant application under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims of the commonly owned copending patent applications as follows:

Claims 1-3, 6, 8-13 and 17 of the instant application are provisionally rejected over claims 1-9 and 13 of the copending Application No. 10/268,526;

Claims 14-16 and 18 of the instant application are provisionally rejected over claims 10-12 and 14 of the copending Application No. 10/268,526;

Claims 1, 2, 9-14, 17 and 19-25 of the instant application are provisionally rejected over claims 1-6, 9 and 11-19 of the copending Application No. 10/720,574;

Claims 14 and 15 of the instant application are provisionally rejected over claims 7 and 8 of the copending Application No. 10/720,574;

Claims 1, 2, 9-14, 17 and 19-25 of the instant application are provisionally rejected over claims 1-6, 9 and 11-19 of the copending Application No. 10/460,610;

Claims 14 and 15 of the instant application are provisionally rejected over claims 7 and 8 of the copending Application No. 10/460,610;

Claims 1-3, 6, 8-13 and 17-25 of the instant application are provisionally rejected over claims 1-9 and 13-21 of the copending Application No. 10/460,434; and

Claims 14-16 and 18 are provisionally rejected over claims 10-12 and 14 of the copending Application No. 10/460,434.

In response to the above-mentioned rejections, the Applicants submit four Terminal Disclaimer forms disclaiming a terminal part of the statutory term of a patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory terms of patents granted on Application Nos. 10/720,574; 10/460,434; 10/460,610 and 10/268,526. The Applicants also submit a Statement Under 37 C.F.R 3.37(b) indicating the ownership of the above-identified application.

In the Office Action, the Examiner objected to claims 4, 5 and 7 as being dependent upon a rejected base claim. The Examiner indicated that these claims would be allowable if rewritten in independent form. The Applicants gratefully acknowledge Examiner's indication that these claims contain allowable subject matter. In response to the objections to claims 4, 5 and 7, the Applicants submit that upon entry of this Amendment, the base claims of dependent claims 4, 5 and 7 become allowable. Therefore, claims 4, 5 and 7 become allowable.

In view of the above, the Applicants respectfully request objections to claims 4, 5 and 7 be withdrawn.

The Commissioner is authorized to charge the necessary fee associated with the enclosed Terminal Disclaimer forms and any other fee occasioned by this paper to the Deposit Account 12-1295.

It is believed that the present application is now in condition for allowance and a favorable action is respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, reading "Alexander Migirov", is written over a horizontal line.

Alexander Migirov
Patent Agent
Registration No. 53,326

International Flavors and Fragrances Inc.
521 West 57th Street
New York, NY 10019
212 708 7163 phone
212 708 7253 fax
Alexander.migirov@iff.com
Date: December 13, 2004